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PATENT APPLICATION  
DOCKET NO.: 50603-00003

**RULES 63 AND 67 (37 C.F.R. 1.63 and 1.67)  
DECLARATION AND POWER OF ATTORNEY**

**FOR UTILITY/DESIGN/CIP/PCT NATIONAL APPLICATIONS**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name; and

I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: **INTELLIGENT BRAKE CONTROLLER FOR USE WITH TOWED TRAILER BRAKING SYSTEMS**, the specification of which: (mark only one)

- ☐ (a) is attached hereto.
- ☒ (b) was filed on August 22, 2001 as Application Serial No. 09/938,001.
- ☐ (c) was filed as PCT International Application No. PCT/\_\_\_\_ on \_\_\_\_ and was amended on \_\_\_\_ (if applicable).
- ☐ (d) was filed on \_\_\_\_ as Application Serial No. \_\_\_\_ and was issued a Notice of Allowance on \_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims as amended by any amendment referred to above or as allowed as indicated above.

I acknowledge the duty to disclose all information known to me to be material to the patentability of this application as defined in 37 CFR § 1.56. If this is a continuation-in-part (CIP) application, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose to the Office all information known to me to be material to patentability of the application as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119/365 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate filed by me or my assignee disclosing the subject matter claimed in this application and having a filing date (1) before that of the application on which my priority is claimed or, (2) if no priority is claimed, before the filing date of this application:

## PRIOR FOREIGN PATENTS

<u>Number</u>	<u>Country</u>	<u>Month/Day/Year</u> <u>Filed</u>	<u>Date first</u> <u>laid-open or</u> <u>Published</u>	<u>Date</u> <u>patented or</u> <u>Granted</u>	<u>Priority Claimed</u> <u>Yes</u> <u>No</u>
NONE					

I hereby claim the benefit under 35 U.S.C. § 120/365 of any United States application(s) listed below and PCT international applications listed above or below:

## PRIOR U.S. OR PCT APPLICATIONS

<u>Application No. (series code/serial no.)</u>	<u>Month/Day/Year Filed</u>	<u>Status (pending, abandoned, patented)</u>
NONE		

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

## PROVISIONAL APPLICATIONS

<u>Application No. (series code/serial no.)</u>	<u>Month/Day/Year Filed</u>
60/_____	August 22, 2000

I hereby appoint:

TIMOTHY G. ACKERMANN, Reg. No. 44,493	GERALD H. GLANZMAN, Reg. No. 25,035	DANIEL G. NGUYEN, Reg. No. 42,933
BENJAMIN J. BAI, Reg. No. 43,481	J. KEVIN GRAY, Reg. No. 37,141	SPENCER C. PATTERSON, Reg. No. 43,849
MICHAEL J. BLANKSTEIN, Reg. No. 37,097	STEVEN R. GREENFIELD, Reg. No. 38,166	RUSSELL N. RIPPAMONTI, Reg. No. 39,521
MARY JO BOLDINGH, Reg. No. 34,713	JOSHUA A. GRISWOLD, Reg. No. 46,310	ROSS T. ROBINSON, Reg. No. 47,031
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ARTHUR J. BRADY, Reg. No. 42,356	SHARON A. ISRAEL, Reg. No. 41,867	HOLLY L. RUDNICK, Reg. No. 43,065
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RONALD B. COOLLEY, Reg. No. 27,187	JAMES F. LEA III, Reg. No. 41,143	ZACHARY J. SMOLINSKI, Registration No. 47,101
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	RICHARD J. MOURA, Reg. No. 34,883	GERALD T. WELCH, Reg. No. 30,332
	MARK V. MULLER, Reg. No. 37,509	HAROLD N. WELLS, Reg. No. 26,044
	P. WESTON MUSSELMAN JR. Reg. No. 31,644	WILLIAM D. WIESE, Reg. No. 45,217

all of the firm of **JENKENS & GILCHRIST, a Professional Corporation**, 1445 Ross Avenue, Suite 3200, Dallas, Texas 75202-2799, as my attorneys and/or agents, with full power of substitution and revocation, to prosecute this application, provisionals thereof, continuations, continuations-in-part, divisionals, appeals, reissues, substitutions, and extensions thereof and to transact all business

part, divisionals, appeals, reissues, substitutions, and extensions thereof and to transact all business in the United States Patent and Trademark Office connected therewith, to appoint any individuals under an associate power of attorney and to file and prosecute any international patent application filed thereon before any international authorities, and I hereby authorize them to act and rely on instructions from and communicate directly with the person/assignee/attorney/firm/organization who/which first sent this case to them and by whom/which I hereby declare that I have consented after full disclosure to be represented unless/until I instruct them in writing to the contrary.

Please address all correspondence and direct all telephone calls to:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAMED INVENTOR(S)

1	William Lunceford Barnett	<i>William Lunceford Barnett</i>	11/19/2001
	<b>Full Name</b>	<b>Inventor's Signature</b>	<b>Date</b>
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	<b>Post Office Address</b> (include zip code) 2900 Cottonwood Lane Colleyville, Texas 76034		



DOCKET NO. 50603-00003

**VERIFIED STATEMENT CLAIMING SMALL ENTITY STATUS  
(37 CFR 1.9(f) & 1.27(b)) - INDEPENDENT INVENTOR**

Applicant or Patentee: William Lunceford Barnett  
Serial or Patent No.: 09/938,001  
Filed or Issued: August 22, 2001  
Title: INTELLIGENT BRAKE CONTROLLER FOR USE WITH  
TOWED TRAILER BRAKING SYSTEMS

As a below named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for the purposes of paying reduced fees to the Patent and Trademark Office with regard to the invention as described in:

- ☐ the specification filed herewith.  
☒ application serial no. 09/938,001 filed August 22, 2001.  
☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_.  
☐ application identified by attorney Docket No. \_\_\_\_\_, entitled \_\_\_\_\_.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(c) or a nonprofit organization under 37 CFR 1.9(c).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below: